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17 PACIFIC CHOICE SEAFOOD, INC.

18 UNITED STATES DISTRICT COURT

19 NORTHERN DISTRICT OF CALIFORNIA

20 THOMAS CARLSON,) CASE NO. 04-5309 PJH (MEJ)
21 Plaintiff,)
22 vs.)
23 VENTURE WEST, INC., *in personam*, and)
F/V VENTURE WEST, Official No. 606361,)
24 its engines, tackle, apparel, furniture, etc., *in*)
rem, and PACIFIC CHOICE SEAFOOD,)
25 INC., *in personam*,)
Defendants.)
-----)

1 Whereas VENTURE WEST, INC., defendant in the principle action, filed a cross-
2 claim in that action against co-defendant PACIFIC CHOICE SEAFOOD, INC., and

3 Whereas the parties to the cross-claim have now agreed to a settlement of the
4 cross-claim, and all settlement funds have been tendered to the cross-claim plaintiff,

5 IT IS HEREBY STIPULATED by Plaintiff THOMAS CARLSON, Defendant and
6 Cross-claim Plaintiff VENTURE WEST, INC., and Defendant and Cross-claim
7 Defendant PACIFIC CHOICE SEAFOOD, INC., through their respective counsel of
8 record, that VENTURE WEST., INC.'s cross-claims in this action be dismissed *with*
9 *prejudice* pursuant to Rule 41(c) of the Federal Rules of Civil Procedure, each party to
10 bear his or its own fees and costs.

11 The parties advise the Court that this case is now fully resolved and may be
12 removed from the Court's docket.

13 || Respectfully submitted,

14 Dated: September 20, 2006 BANNING MICKLOW & BULL LLP

15 By: /s/ Kurt Micklow
16 KURT MICKLOW
17 Attorneys for Plaintiff
THOMAS CARLSON

18 | Dated: September 20, 2006 GIBSON ROBB & LINDH, LLP

By: /s/ G. Geoffrey Robb
G. GEOFFREY ROBB
Attorneys for Defendant
VENTURE WEST, INC.

22 Dated: September 20, 2006
23 CLAPP, MORONEY, BELLAGAMBA and
UNITED STATES DISTRICT COURT
VUCINICH

By: /s/ Jeffrey M. Vucinich
JEFFREY M. VUCINICH
Attorneys for Defendants
PACIFIC CHOICE SEAFOOD, INC.

9/26/06

